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PTO/SB/21 (09-04) Approved for use through 07/31/2006. OMB 0651-0031 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. Application Number 10/628,527 Filing Date ANSMITTAL 07/27/2003 First Named Inventor SOBERANIS, DAVID L. DEC 0 8 2005 Art Unit **Examiner Name** CHAUDHRY, SAEED T to be used to ≱II correspondence after initial filing) Attorney Docket Number Total Number of Pages in This Submission **ENCLOSURES** (Check all that apply) After Allowance Communication to TC Fee Transmittal Form Drawing(s) Appeal Communication to Board Licensing-related Papers Fee Attached of Appeals and Interferences Appeal Communication to TC **✓** Petition Amendment/Reply (Appeal Notice, Brief, Reply Brief) Petition to Convert to a **Proprietary Information** After Final Provisional Application Power of Attorney, Revocation Status Letter Affidavits/declaration(s) Change of Correspondence Address Other Enclosure(s) (please Identify **Terminal Disclaimer** Extension of Time Request below): RESPONSE TO NOTICE OF Request for Refund **Express Abandonment Request** NON-COMPLIANT AMENDMENT CD, Number of CD(s) Information Disclosure Statement CERTIFICATE OF MAILING MPEP 503 POSTCARD Landscape Table on CD Certified Copy of Priority Remarks Document(s) Reply to Missing Parts/ Incomplete Application Reply to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm Name Signature Printed name **GARY HOENIG** Date Reg. No. 12/03/2005 46776 **CERTIFICATE OF TRANSMISSION/MAILING** I hereby certify that this correspondence is being facsimilar transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below: Signature Date 12/03/2005 **GARY HOENIG** Typed or printed name

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Application S/N: 10/628,527 Art Group 1746



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

plication of:

David L. Soberanis

Serial No:

10/628,527

Filed: For:

07/27/2003
Wine Pomace Extraction Apparatus

and Method

Docket:

11669

Examiner:

Chaudhry, Saeed T

Group Art Unit:

1746

Date:

12/03/2005

Honorable Commissioner of Patents and Trademarks Alexandria, VA 22313

Honorable Commissioner:

CORRECTION OF NON-COMPLIANT AMENDED CLAIMS LIST SECTION

This transmittal is in response to the Office's Notice of Non-Compliant Amendment of 11/04/2005 directed to a non-compliant listing of claims. This response is due without extension on or before 12/05/2005. Please substitute the non-compliant listing of claims section of the response and amendment dated 10/20/2005 with the accompanying now compliant listing of claims.

Applicant respectfully requests reconsideration of the application in view of the amendments herein and that a timely Notice of Allowance be issued in this case. If there are any questions regarding this communiqué, please contact Gary Hoenig, attorney of record, at (707) 545-0900.

Respectfully submitted,

Gary Hoenig, Reg 46776

Attorney for Applicant